

104TH CONGRESS  
2D SESSION

# H. R. 3637

To amend chapter 57 of title 5, United States Code, and title 31, United States Code, to provide employees who transfer in the interest of the Government more effective and efficient delivery of relocation allowances by reducing administrative costs and improving services, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 1996

Mr. HORN (for himself and Mr. FOX of Pennsylvania) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

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## A BILL

To amend chapter 57 of title 5, United States Code, and title 31, United States Code, to provide employees who transfer in the interest of the Government more effective and efficient delivery of relocation allowances by reducing administrative costs and improving services, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Travel Reform and  
5 Savings Act of 1996”.

1 **SEC. 2. TABLE OF CONTENTS.**

2 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

**TITLE I—RELOCATION BENEFITS**

Sec. 101. Modification of allowance for seeking permanent residence quarters.

Sec. 102. Modification of temporary quarters subsistence expenses allowance.

Sec. 103. Modification of residence transaction expenses allowance.

Sec. 104. Authority to pay for property management services.

Sec. 105. Authority to provide employment assistance services to the spouse of  
a transferring employee.

Sec. 106. Authority to transport a privately owned motor vehicle within the  
continental United States.

Sec. 107. Authority to pay limited relocation allowances to an employee who is  
performing an extended assignment.

Sec. 108. Authority to pay a home marketing incentive.

Sec. 109. Conforming amendments.

**TITLE II—MISCELLANEOUS PROVISIONS**

Sec. 201. Repeal of the long-distance telephone call certification requirement.

Sec. 202. Transfer of authority to issue regulations.

3 **TITLE I—RELOCATION BENEFITS**

4 **SEC. 101. MODIFICATION OF ALLOWANCE FOR SEEKING**  
5 **PERMANENT RESIDENCE QUARTERS.**

6 Section 5724a of title 5, United States Code, is  
7 amended to read as follows:

8 **“§ 5724a. Relocation expenses of employees trans-**  
9 **ferred or reemployed**

10 “(a) An agency shall pay to or on behalf of an em-  
11 ployee who transfers in the interest of the Government,  
12 a per diem allowance or the actual subsistence expenses,  
13 or a combination thereof, of the immediate family of the  
14 employee for en route travel of the immediate family be-  
15 tween the employee’s old and new official stations.

1 “(b)(1) An agency may pay to or on behalf of an em-  
 2 ployee who transfers in the interest of the Government be-  
 3 tween official stations located within the United States—

4 “(A) the expenses of transportation, and either  
 5 a per diem allowance or the actual subsistence ex-  
 6 penses, or a combination thereof, of the employee  
 7 and the employee’s spouse for travel to seek perma-  
 8 nent residence quarters at a new official station; or

9 “(B) the expenses of transportation, and an  
 10 amount for subsistence expenses in lieu of a per  
 11 diem allowance or the actual subsistence expenses or  
 12 a combination thereof, authorized in subparagraph  
 13 (A) of this paragraph.

14 “(2) Expenses authorized under this subsection may  
 15 be allowed only for one round trip in connection with each  
 16 change of station of the employee.”.

17 **SEC. 102. MODIFICATION OF TEMPORARY QUARTERS SUB-**  
 18 **SISTENCE EXPENSES ALLOWANCE.**

19 Section 5724a of title 5, United States Code, is fur-  
 20 ther amended by adding at the end the following new sub-  
 21 section:

22 “(c)(1) An agency may pay to or on behalf of an em-  
 23 ployee who transfers in the interest of the Government—

24 “(A) actual subsistence expenses of the em-  
 25 ployee and the employee’s immediate family for a pe-

1       riod of 60 days while occupying temporary quarters  
 2       when the new official station is located within the  
 3       United States as defined in subsection (d) of this  
 4       section; or

5               “(B) an amount for subsistence expenses in-  
 6       stead of the actual subsistence expenses authorized  
 7       in subparagraph (A) of this paragraph.

8       “(2) The period authorized in paragraph (1) of this  
 9       subsection for payment of expenses for residence in tem-  
 10      porary quarters may be extended up to an additional 60  
 11      days if the head of the agency concerned or his or her  
 12      designee determines that there are compelling reasons for  
 13      the continued occupancy of temporary quarters.

14       “(3) The regulations implementing paragraph (1)(A)  
 15      shall prescribe daily rates and amounts for subsistence ex-  
 16      penses per individual.”.

17      **SEC. 103. MODIFICATION OF RESIDENCE TRANSACTION EX-**  
 18                               **PENSES ALLOWANCE.**

19       (a) EXPENSES OF SALE.—Section 5724a of title 5,  
 20      United States Code, is further amended by adding at the  
 21      end the following new subsection:

22       “(d)(1) If an employee of an agency transfers in the  
 23      interest of the Government between official stations that  
 24      are both located within the United States, the agency shall  
 25      pay to or on behalf of the employee—

1           “(A) expenses of the sale of the residence (or  
2           the settlement of an unexpired lease) of the em-  
3           ployee at the old official station; and

4           “(B) expenses of purchase of a home at the new  
5           official station that are required to be paid by the  
6           employee.

7           “(2) If an employee of an agency transfers in the in-  
8           terest of the Government from a post of duty located out-  
9           side the United States to an official station within the  
10          United States (other than the official station within the  
11          United States from which the employee was transferred  
12          when assigned to the foreign tour of duty), the agency  
13          shall pay to or on behalf of the employee—

14               “(A) expenses required to be paid by the em-  
15              ployee for the sale of the residence (or the settle-  
16              ment of an unexpired lease) of the employee at the  
17              old official station from which the employee was  
18              transferred when he or she was assigned to the post  
19              of duty located outside the United States; and

20               “(B) expenses required to be paid by the em-  
21              ployee for the purchase of a residence at the new of-  
22              ficial station within the United States.

23           “(d)(1) An agency shall pay to or on behalf of an  
24          employee who transfers in the interest of the Government,  
25          expenses of the sale of the residence (or the settlement

1 of an unexpired lease) of the employee at the old official  
2 station and purchase of a home at the new official station  
3 that are required to be paid by the employee, when the  
4 old and new official stations are located within the United  
5 States.

6 “(2) An agency shall pay to or on behalf of an em-  
7 ployee who transfers in the interest of the Government  
8 from a post of duty located outside the United States to  
9 an official station within the United States (other than  
10 the official station within the United States from which  
11 the employee was transferred when assigned to the foreign  
12 tour of duty)—

13 “(A) expenses required to be paid by the em-  
14 ployee for the sale of the residence (or the settle-  
15 ment of an unexpired lease) of the employee at the  
16 old official station from which the employee was  
17 transferred when he or she was assigned to the post  
18 of duty located outside the United States; and

19 “(B) expenses required to be paid by the em-  
20 ployee for the purchase of a residence at the new of-  
21 ficial station within the United States.

22 “(3) Reimbursement of expenses under paragraph (2)  
23 of this subsection shall not be allowed for any sale (or set-  
24 tlement of an unexpired lease) or purchase transaction  
25 that occurs prior to official notification that the employ-

1 ee's return to the United States would be to an official  
2 station other than the official station from which the em-  
3 ployee was transferred when assigned to the post of duty  
4 outside the United States.

5 “(4) Reimbursement for brokerage fees on the sale  
6 of the residence and other expenses under this subsection  
7 may not exceed those customarily charged in the locality  
8 where the residence is located.

9 “(5) Reimbursement may not be made under this  
10 subsection for losses incurred by the employee on the sale  
11 of the residence.

12 “(6) This subsection applies regardless of whether  
13 title to the residence or the unexpired lease is in the name  
14 of the employee alone, in the joint names of the employee  
15 and a member of the employee's immediate family, or in  
16 the name of a member of the employee's immediate family  
17 alone.

18 “(7)(A) In connection with the sale of the residence  
19 at the old official station, reimbursement under this sub-  
20 section shall not exceed 10 percent of the sale price.

21 “(B) In connection with the purchase of a residence  
22 at the new official station, reimbursement under this sub-  
23 section shall not exceed 5 percent of the purchase price.

24 “(8) For purposes of this subsection, the term ‘Unit-  
25 ed States’ means the several States of the United States,

1 the District of Columbia, the territories and possessions  
2 of the United States, the Commonwealth of Puerto Rico,  
3 the Commonwealth of the Northern Mariana Islands, and  
4 the areas and installations in the Republic of Panama  
5 made available to the United States pursuant to the Pan-  
6 ama Canal Treaty of 1977 and related agreements (as de-  
7 scribed in section 3(a) of the Panama Canal Act of  
8 1979).”.

9 (b) RELOCATION SERVICES.—Section 5724c of title  
10 5, United State Code, is amended to read as follows:

11 **“§ 5724c. Relocation services**

12 “Under regulations prescribed under section 5737,  
13 each agency may enter into contracts to provide relocation  
14 services to agencies and employees for the purpose of car-  
15 rying out this subchapter. An agency may pay a fee for  
16 such services. Such services include, but need not be lim-  
17 ited to, arranging for the purchase of a transferred em-  
18 ployee’s residence.”.

19 **SEC. 104. AUTHORITY TO PAY FOR PROPERTY MANAGE-**  
20 **MENT SERVICES.**

21 Section 5724a of title 5, United States Code, is fur-  
22 ther amended—

23 (1) in subsection (d) (as added by section 103),  
24 by redesignating paragraph (8) as paragraph (9),



1 and by inserting after paragraph (7) the following  
2 new paragraph:

3 “(8) An agency may pay to or on behalf of an em-  
4 ployee who transfers in the interest of the Government,  
5 expenses of property management services, instead of ex-  
6 penses under paragraph (2) or (3) of this subsection, for  
7 sale of the employee’s residence.”; and

8 (2) by adding at the end the following new sub-  
9 section:

10 “(e) An agency may pay to or on behalf of an em-  
11 ployee who transfers in the interest of the Government,  
12 the expenses of property management services when the  
13 employee transfers to a post of duty outside the United  
14 States as defined in subsection (d) of this section. Such  
15 payment shall terminate upon return of the employee to  
16 an official station within the United States as defined in  
17 subsection (d) of this section.”.

18 **SEC. 105. AUTHORITY TO PROVIDE EMPLOYMENT ASSIST-**  
19 **ANCE SERVICES TO THE SPOUSE OF A TRANS-**  
20 **FERRING EMPLOYEE.**

21 Section 5724a of title 5, United States Code, as  
22 amended by section 104, is further amended by adding  
23 at the end the following new subsection:

24 “(f) An agency may pay, to or on behalf of an em-  
25 ployee who transfers in the interest of the Government,

1 the expenses of employment assistance services for the em-  
2 ployee's spouse.”.

3 **SEC. 106. AUTHORITY TO TRANSPORT A PRIVATELY OWNED**  
4 **MOTOR VEHICLE WITHIN THE CONTINENTAL**  
5 **UNITED STATES.**

6 (a) IN GENERAL.—Section 5727 of title 5, United  
7 States Code, is amended—

8 (1) by redesignating subsections (e) through (e)  
9 as subsections (d) through (f), respectively;

10 (2) by inserting after subsection (b) the follow-  
11 ing new subsection:

12 “(c) Under regulations prescribed under section  
13 5737, the privately owned motor vehicle or vehicles of an  
14 employee, including a new appointee or a student trainee  
15 for whom travel and transportation expenses are author-  
16 ized under section 5723, may be transported at Govern-  
17 ment expense to a new official station of the employee  
18 when the agency determines that it is advantageous and  
19 cost effective to the Government.”; and

20 (3) in subsection (e) (as so redesignated), by  
21 striking “subsection (b) of this section” and by in-  
22 serting “subsection (b) or (c) of this section”.

23 (b) AVAILABILITY OF APPROPRIATIONS.—

24 (1) NEW APPOINTEES.—Section 5722(a) of title  
25 5, United States Code, is amended—

1 (A) by striking “and” at the end of para-  
 2 graph (1);

3 (B) by striking the period at the end of  
 4 paragraph (2) and inserting “; and”; and

5 (C) by adding at the end the following:

6 “(3) the expenses of transporting a privately  
 7 owned motor vehicle to the extent authorized under  
 8 section 5727.”.

9 (2) NEW APPOINTEES AND STUDENT TRAIN-  
 10 EES.—Section 5723(a) of title 5, United States  
 11 Code, is amended—

12 (A) by striking “and” at the end of para-  
 13 graph (1);

14 (B) by inserting “and” after the semicolon  
 15 at the end of paragraph (2); and

16 (C) by adding at the end the following:

17 “(3) the expenses of transporting a privately  
 18 owned motor vehicle to the extent authorized under  
 19 section 5727(c);”.

20 **SEC. 107. AUTHORITY TO PAY LIMITED RELOCATION AL-**  
 21 **LOWANCES TO AN EMPLOYEE WHO IS PER-**  
 22 **FORMING AN EXTENDED ASSIGNMENT.**

23 (a) IN GENERAL.—Subchapter II of chapter 57 of  
 24 title 5, United States Code, is amended by adding at the  
 25 end the following new section:

1   **“§ 5736. Relocation expenses of an employee who is**  
2                   **performing an extended assignment**

3           “(a) Under regulations prescribed under section  
4 5737, an agency may pay to or on behalf of an employee  
5 assigned from his or her official station to a duty station  
6 for an extended period of time, the following expenses in  
7 lieu of payment of expenses authorized under subchapter  
8 I of this chapter:

9           “(1) Travel expenses to and from the assign-  
10 ment location in accordance with section 5724.

11           “(2) Transportation expenses of the immediate  
12 family and household goods and personal effects to  
13 and from the assignment location in accordance with  
14 section 5724.

15           “(3) A per diem allowance for the employee’s  
16 immediate family to and from the assignment loca-  
17 tion in accordance with section 5724a(a).

18           “(4) Travel and transportation expenses of the  
19 employee and spouse to seek residence quarters at  
20 the assignment location in accordance with section  
21 5724a(b).

22           “(5) Subsistence expenses of the employee and  
23 the employee’s immediate family while occupying  
24 temporary quarters upon commencement and termi-  
25 nation of the assignment in accordance with section  
26 5724a(c).

1           “(6) An amount, in accordance with section  
2       5724a(g), to be used by the employee for miscellane-  
3       ous expenses related to change of station where  
4       movement or storage of household goods is involved.

5           “(7) The expenses of transporting a privately  
6       owned motor vehicle or vehicles to the assignment lo-  
7       cation in accordance with section 5727.

8           “(8) An allowance as authorized under section  
9       5724b of this title for Federal, State, and local in-  
10      come taxes incurred on reimbursement of expenses  
11      paid under this section or on services provided in  
12      kind under this section.

13          “(9) Expenses of nontemporary storage of  
14      household goods and personal effects as defined in  
15      section 5726(a). The weight of the household goods  
16      and personal effects stored under this subsection, to-  
17      gether with the weight of property transported under  
18      section 5724(a), may not exceed the total maximum  
19      weight which could be transported in accordance  
20      with section 5724(a).

21          “(10) Expenses of property management serv-  
22      ices.

23          “(b) An agency shall not make payment under this  
24      section to or on behalf of the employee for expenses in-  
25      curred after termination of the temporary assignment.

1 “(c) When an employee is paid travel and transpor-  
 2 tation expenses under this section, the duty station shall  
 3 be considered the employee’s official station.”.

4 (b) CLERICAL AMENDMENT.—The table of sections  
 5 for chapter 57 of title 5, United States Code, is amended  
 6 by inserting after the item relating to section 5735 the  
 7 following new item:

“5736. Relocation expenses of an employee who is performing an extended as-  
 signment.”.

8 **SEC. 108. AUTHORITY TO PAY A HOME MARKETING INCEN-**  
 9 **TIVE.**

10 (a) IN GENERAL.—Subchapter IV of chapter 57 of  
 11 title 5, United States Code, is amended by adding at the  
 12 end the following new section:

13 **“§ 5756. Home marketing incentive payment**

14 “(a) Under such regulations as the Administrator of  
 15 General Services may prescribe, an agency may pay to an  
 16 employee who transfers in the interest of the Government  
 17 an amount, not to exceed a maximum payment amount  
 18 established by the Administrator in consultation with the  
 19 Director of the Office of Management and Budget, to en-  
 20 courage the employee to aggressively market his or her  
 21 residence at the old official station when—

22 “(1) the residence is entered into a program es-  
 23 tablished under a contract in accordance with sec-

1       tion 5724e of this chapter, to arrange for the pur-  
2       chase of the residence;

3               “(2) the employee finds a buyer who completes  
4       the purchase of the residence through the program;  
5       and

6               “(3) the sale of the residence to the individual  
7       results in a reduced cost to the Government.

8       “(b) For fiscal years 1997 and 1998, the Adminis-  
9       trator shall establish a maximum payment amount of 5  
10      percent of the sales price of the home.”.

11       (b) CLERICAL AMENDMENT.—The table of sections  
12      for chapter 57 of title 5, United States Code, is amended  
13      by inserting at the end the following:

“5756. Home marketing incentive payment.”.

14      **SEC. 109. CONFORMING AMENDMENTS.**

15       (a) Section 5724a of title 5, United States Code, is  
16      further amended by adding at the end the following new  
17      subsections:

18               “(g) An employee who is reimbursed under sub-  
19      sections (a) through (f) of this section or section 5724(a)  
20      of this title is entitled to an amount for miscellaneous ex-  
21      penses—

22               “(1) not to exceed 2 weeks’ basic pay, if he or  
23      she has an immediate family; or

24               “(2) not to exceed 1 week’s basic pay, if he or  
25      she does not have an immediate family.

1 However, the amounts may not exceed amounts deter-  
2 mined from the maximum rate for GS-13.

3 “(h) A former employee separated by reason of reduc-  
4 tion in force or transfer of function who within 1 year  
5 after the separation is reemployed by a nontemporary ap-  
6 pointment at a different geographical location from that  
7 where the separation occurred may be allowed and paid  
8 the expenses authorized by sections 5724, 5725, 5726(b),  
9 and 5727 of this title, and may receive the benefits author-  
10 ized by subsections (a) through (g) of this section, in the  
11 same manner as though he or she had been transferred  
12 in the interest of the Government without a break in serv-  
13 ice to the location of reemployment from the location  
14 where separated.

15 “(i) Payments for subsistence expenses, including  
16 amounts in lieu of per diem or actual subsistence expenses  
17 or a combination thereof, authorized under this section  
18 shall not exceed the maximum payment allowed under reg-  
19 ulations which implement section 5702 of this title.

20 “(j) Subsections (a), (b), and (c) shall be imple-  
21 mented under regulations issued under section 5737.”.

22 (b) Section 3375 of title 5, United States Code, is  
23 amended—



1           (1) in subsection (a)(3), by striking “section  
2       5724a(a)(1) of this title” and inserting “section  
3       5724a(a) of this title”;

4           (2) in subsection (a)(4), by striking “section  
5       5724a(a)(3) of this title” and inserting “section  
6       5724a(c) of this title”; and

7           (3) in subsection (a)(5), by striking “section  
8       5724a(b) of this title” and inserting “section  
9       5724a(g) of this title”.

10       (c) Section 5724(e) of title 5, United States Code,  
11 is amended by striking “section 5724a(a), (b) of this title”  
12 and inserting “section 5724a(a) through (g) of this title”.

13       (d) Section 707 of title 38, United States Code, is  
14 amended—

15           (1) in subsection (a)(6), by striking “Section  
16       5724a(a)(3)” and inserting “Section 5724a(c)”; and

17           (2) in subsection (a)(7), by striking “Section  
18       5724a(a)(4)” and inserting “section 5724a(d)”.

19       (e) Section 501 of the Public Health Service Act (42  
20 U.S.C. 290aa) is amended—

21           (1) in subsection (g)(2)(A), by striking  
22       “5724a(a)(1)” and inserting “5724a(a)”; and

23           (2) in subsection (g)(2)(A), by striking  
24       “5724a(a)(3)” and inserting “5724a(c)”.

1 (f) Section 925 of the Public Health Service Act (42  
2 U.S.C. 299c-4) is amended—

3 (1) in subsection (f)(2)(A), by striking  
4 “5724a(a)(1)” and inserting “5724a(a)”; and

5 (2) in subsection (f)(2)(A), by striking  
6 “5724a(a)(3)” and inserting “5724a(c)”.

7 **SEC. 110. GENERAL DEFINITION OF UNITED STATES.**

8 Section 5721 of title 5, United States Code, is  
9 amended by striking “and” after the semicolon at the end  
10 of paragraph (4), by striking the period at the end of para-  
11 graph (5) and inserting “; and”, and by adding at the  
12 end the following new paragraph:

13 “(6) except for purposes of subsections (c), (d),  
14 and (e) of section 5724a of this title, ‘United States’  
15 means the several States and the District of Colum-  
16 bia.”.

17 **TITLE II—MISCELLANEOUS**  
18 **PROVISIONS**

19 **SEC. 201. REPEAL OF THE LONG-DISTANCE TELEPHONE**  
20 **CALL CERTIFICATION REQUIREMENT.**

21 Section 1348 of title 31, United States Code, is  
22 amended—

23 (1) by striking the last sentence of subsection  
24 (a)(2);

25 (2) by striking subsection (b); and

1           (3) by redesignating subsections (c) and (d) as  
2           subsections (b) and (c), respectively.

3 **SEC. 202. AUTHORITY TO REQUIRE USE OF THE TRAVEL**  
4 **CHARGE CARD.**

5           (a) IN GENERAL.—The Administrator of General  
6 Services may require that Federal employees use the travel  
7 charge card established pursuant to the United States  
8 Travel and Transportation Payment and Expense Control  
9 System or any Federal contractor-issued travel charge  
10 card issued for all payments of expenses of official Govern-  
11 ment travel. The Administrator may exempt payments  
12 from any requirement established under the preceding  
13 sentence in any case in which—

14           (1) it is in the best interest of the United  
15 States to do so; or

16           (2) payment through a travel charge card is im-  
17 practical or imposes unreasonable burdens or costs  
18 on Federal employees or their agencies.

19           (b) LIMITATION ON RESTRICTION ON DISCLO-  
20 SURE.—

21           (1) IN GENERAL.—Section 1113 of the Right to  
22 Financial Privacy Act of 1978 (12 U.S.C. 3413) is  
23 amended by adding at the end the following new  
24 subsection:

1 “(q) Nothing in this title shall apply to the disclosure  
 2 of any financial record or information to a Government  
 3 authority in conjunction with a Federal contractor-issued  
 4 travel charge card issued for official Government travel.”.

5 (2) EFFECTIVE DATE.—The amendment made  
 6 by paragraph (1) is effective as of October 1, 1983,  
 7 and applies to any records created pursuant to the  
 8 United States Travel and Transportation Payment  
 9 and Expense Control System or any Federal con-  
 10 tractor-issued travel charge issued for official Gov-  
 11 ernment travel.

12 **SEC. 203. PREPAYMENT AUDITS OF TRANSPORTATION EX-**  
 13 **PENSES.**

14 (a) IN GENERAL.—(1) Section 3322 of title 31, Unit-  
 15 ed States Code, is amended in subsection (c) by inserting  
 16 after “classifications” the following: “if the Administrator  
 17 of General Services has determined that verification by  
 18 prepayment audit conducted pursuant to section 3726(c)  
 19 of this title will not adequately protect the interests of the  
 20 Government”.

21 (2) Section 3528 of title 31, United States Code, is  
 22 amended—

23 (A) in subsection (a)(3) by striking “and” after  
 24 the semicolon at the end, in subsection (a)(4)(C) by  
 25 striking the period at the end and inserting “; and”,

1 and by adding at the end of subsection (a) the fol-  
2 lowing new paragraph:

3 “(5) verifying transportation rates, freight clas-  
4 sifications, and other information provided on a Gov-  
5 ernment bill of lading or transportation request, un-  
6 less the Administrator of General Services has deter-  
7 mined that verification by a prepayment audit con-  
8 ducted pursuant to section 3726(a) of this title will  
9 not adequately protect the interests of the Govern-  
10 ment.”;

11 (B) in subsection (c)(1), by inserting after “de-  
12 ductions” the following: “and the Administrator of  
13 General Services has determined that verification by  
14 a prepayment audit conducted pursuant to section  
15 3726(a) of this title will not adequately protect the  
16 interests of the Government”; and

17 (C) in subsection (c)(2), by inserting after  
18 “agreement” the following: “and the Administrator  
19 of General Services has determined that verification  
20 by prepayment audit will not adequately protect the  
21 interests of the Government”.

22 (3) Section 3726 of title 31, United States Code, is  
23 amended—

24 (A) by amending subsection (a) to read as fol-  
25 lows:

1       “(a) Each agency which receives a bill from a carrier  
2 or freight forwarder for transporting an individual or  
3 property for the United States Government shall verify its  
4 correctness (to include transportation rates, freight classi-  
5 fications, or proper combinations thereof), using prepay-  
6 ment audit or other means suitable to the circumstances,  
7 prior to payment in accordance with the requirements of  
8 this section and regulations prescribed by the Adminis-  
9 trator of General Services. The Administrator of General  
10 Services may exempt bills from an audit or review, and  
11 determine that bills are exempt from a prepayment audit  
12 or verification based on cost-effectiveness, public interest,  
13 or other factors the Administrator deems appropriate. Ex-  
14 penses for prepayment audits shall be funded by the agen-  
15 cy’s appropriations used for the transportation services.  
16 The audit authority provided to agencies by this section  
17 is subject to oversight by the Administrator.”;

18               (B) by redesignating subsections (b), (c), (d),  
19               (e), (f), and (g) in order as subsections (d), (e), (f),  
20               (g), (h), and (i), respectively;

21               (C) by inserting after subsection (a) the follow-  
22               ing new subsections:

23       “(b) The Administrator may conduct pre- or  
24 postpayment audits of transportation bills from any Fed-

1 eral agency. The number and types of bills audited shall  
2 be based on the Administrator's judgment.

3       “(c) The Administrator shall adjudicate transpor-  
4 tation claims which cannot be resolved by the agency pro-  
5 curing the transportation services, or the carrier or  
6 freight-forwarder presenting the bill. A claim under this  
7 section shall be allowed only if it is received by the Admin-  
8 istrator not later than 3 years (excluding time of war)  
9 after the later of the following dates:

10               “(1) The date of accrual of the claim.

11               “(2) The date payment for the transportation is  
12 made.

13               “(3) The date a refund for an overpayment for  
14 the transportation is made.

15               “(4) The date a deduction under subsection (d)  
16 of this section is made.”;

17               (D) in subsection (f), as so redesignated, by  
18 striking “subsection (c)” and inserting “subsection  
19 (e)”, and by adding at the end the following new  
20 sentence: “This reporting requirement expires De-  
21 cember 31, 1998.”; and

22               (E) in subsection (i)(1), as so redesignated, by  
23 striking “subsection (a)” and inserting “subsection  
24 (c)”.

1 (b) EFFECTIVE DATE.—The amendments made by  
2 this section shall become effective 18 months after the  
3 date of enactment of this Act.

4 **SEC. 204. REIMBURSEMENT FOR TAXES ON MONEY RE-**  
5 **CEIVED FOR TRAVEL EXPENSES.**

6 (a) IN GENERAL.—Title 5, United States Code, is  
7 amended by inserting after section 5706b the following  
8 new section:

9 **“§ 5706c. Reimbursement for taxes incurred on**  
10 **money received for travel expenses**

11 “(a) Under regulations prescribed pursuant to section  
12 5707 of this title, the head of an agency or department,  
13 or his or her designee, may use appropriations or other  
14 funds available to an agency for administrative expenses,  
15 for the reimbursement of Federal, State, and local income  
16 taxes incurred by an employee or by an employee and such  
17 employee’s spouse (if filing jointly), for any travel trans-  
18 portation reimbursement made to an employee for which  
19 reimbursement or an allowance is provided.

20 “(b) Reimbursements as used under this subsection  
21 shall also include an amount equal to all income taxes for  
22 which the employee and spouse, as the case may be, would  
23 be liable due to the reimbursement for the taxes referred  
24 to in the first sentence of this subsection. In addition, re-  
25 imbursements as used under this subsection shall also in-



1 clude penalties and interest, for the tax years 1993 and  
 2 1994 only, as a result of agencies failing to withhold the  
 3 appropriate amounts for tax liabilities of employees af-  
 4 fected by the change in the deductibility of travel expenses  
 5 made by Public Law 102–486.”.

6 (b) CLERICAL AMENDMENT.—The table of sections  
 7 at the beginning of chapter 57 of title 5, United States  
 8 Code, is amended by inserting after the item relating to  
 9 section 5706b the following new item:

“5706c. Reimbursement for taxes incurred on money received for travel ex-  
 penses.”.

10 (c) EFFECTIVE DATE.—This section shall be effective  
 11 as of January 1, 1993.

12 **SEC. 205. TRANSFER OF AUTHORITY TO ISSUE REGULA-**  
 13 **TIONS.**

14 (a) IN GENERAL.—Subchapter II of chapter 57 of  
 15 title 5, United States Code, is further amended by adding  
 16 at the end the following new section:

17 **“§ 5737. Regulations**

18 “(a) Except as specifically provided in this sub-  
 19 chapter, the Administrator of General Services shall pre-  
 20 scribe regulations necessary for the administration of this  
 21 subchapter.

22 “(b) The Administrator of General Services shall pre-  
 23 scribe regulations necessary for the implementation of sec-

1 tion 5724b of this subchapter in consultation with the Sec-  
 2 retary of the Treasury.

3 “(c) The Secretary of Defense shall prescribe regula-  
 4 tions necessary for the implementation of section 5735 of  
 5 this subchapter.”.

6 (b) CLERICAL AMENDMENT.—The table of sections  
 7 for chapter 57 of title 5, United States Code, is further  
 8 amended by inserting after the item relating to section  
 9 5736 the following new item:

“5737. Regulations.”.

10 (c) CONFORMING AMENDMENTS.—(1) Section 5722  
 11 of title 5, United States Code, is amended by striking  
 12 “Under such regulations as the President may prescribe”,  
 13 and inserting “Under regulations prescribed under section  
 14 5737 of this title”.

15 (2) Section 5723 of title 5, United States Code, is  
 16 amended by striking “Under such regulations as the  
 17 President may prescribe”, and inserting “Under regula-  
 18 tions prescribed under section 5737 of this title”.

19 (3) Section 5724 of title 5, United States Code, is  
 20 amended—

21 (A) in subsections (a) through (c), by striking  
 22 “Under such regulations as the President may pre-  
 23 scribe” each place it appears and inserting “Under  
 24 regulations prescribed under section 5737 of this  
 25 title”;

1 (B) in subsections (c) and (e), by striking  
2 “under regulations prescribed by the President” and  
3 inserting “under regulations prescribed under sec-  
4 tion 5737 of this title”; and

5 (C) in subsection (f), by striking “under the  
6 regulations of the President” and inserting “under  
7 regulations prescribed under section 5737 of this  
8 title”.

9 (4) Section 5724b of title 5, United States Code, is  
10 amended by striking “Under such regulations as the  
11 President may prescribe” and inserting “Under regula-  
12 tions prescribed under section 5737 of this title”.

13 (5) Section 5726 of title 5, United States Code, is  
14 amended—

15 (A) in subsection (a), by striking “as the Presi-  
16 dent may by regulation authorize” and inserting “as  
17 authorized under regulations prescribed under sec-  
18 tion 5737 of this title”; and

19 (B) in subsections (b) and (c), by striking  
20 “Under such regulations as the President may pre-  
21 scribe” each place it appears and inserting “under  
22 regulations prescribed under section 5737 of this  
23 title”.

24 (6) Section 5727(b) of title 5, United States Code,  
25 is amended by striking “Under such regulations as the

1 President may prescribe” and inserting “Under regula-  
2 tions prescribed under section 5737 of this title”.

3 (7) Section 5728 of title 5, United States Code, is  
4 amended in subsections (a), (b), and (c)(1), by striking  
5 “Under such regulations as the President may prescribe”  
6 each place it appears and inserting “Under regulations  
7 prescribed under section 5737 of this title”.

8 (8) Section 5729 of title 5, United States Code, is  
9 amended in subsections (a) and (b), by striking “Under  
10 such regulations as the President may prescribe” each  
11 place it appears and inserting “Under regulations pre-  
12 scribed under section 5737 of this title”.

13 (9) Section 5731 of title 5, United States Code, is  
14 amended by striking “in accordance with regulations pre-  
15 scribed by the President” and inserting “in accordance  
16 with regulations prescribed pursuant to section 5737 of  
17 this title”.

18 **SEC. 206. EFFECTIVE DATE; ISSUANCE OF REGULATIONS.**

19 (a) **EFFECTIVE DATE.**—The amendments made by  
20 this Act shall take effect upon the expiration of the 180-  
21 day period beginning on the date of the enactment of this  
22 Act.

23 (b) **REGULATIONS.**—The Administrator of General  
24 Services shall issue regulations implementing the amend-

- 1 ments made by this Act by not later than the expiration
- 2 of the period referred to in subsection (a).

